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7 UNITED STATES BANKRUPTCY COURT
8 SOUTHERN DISTRICT OF NEW YORK

9
10 In re:) Case No.: 12-12020 (MG)
11)
12 RESIDENTIAL CAPITAL, LLC, et al.) Chapter 11
13)
14 Debtor.) Jointly Administered
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NOTICE AND MOTION FOR RELIEF FROM STAY

PLEASE TAKE NOTICE that the Court will hold a hearing on movant, James Robert Finch III's Motion for Relief from the Automatic Stay on **March 26, 2014 at 10:00 (ET)** before the Honorable Martin Glenn, at the United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Courthouse, One Bowling Green, New York, New York, 10004-1408, Room 501, any opposition is due per the Bankruptcy Code and applicable Local Rules.

COMES NOW the movant, James Robert Finch III ("Movant"), by and through counsel, and moves to terminate the automatic stay in order to proceed with a motion to void lien in Movant's pending bankruptcy. In support of said motion, Movant states as follows:

1. Movant filed a Chapter 13 bankruptcy petition on August 22, 2012 in the District of Oregon.

MOTION FOR RELIEF FROM AUTOMATIC STAY - 1

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3 2. Joint Debtor, GMAC Mortgage, holds a second deed of trust on Movant's residence.

4 3. The deed of trust held by GMAC Mortgage is wholly unsecured.

5 4. On or about October 10, 2012 GMAC Mortgage filed a petition for relief.

6 5. Movant intends to file a Motion to Void the lien that secures the deed of trust.

7 6. Movant will be harmed if relief from the automatic stay is not granted.

8 Wherefore, Movant respectfully requests that this Court lift the automatic stay to permit Movant
9 to file a motion of void the lien secured by GMAC Mortgages deed of trust.

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11 Dated: February 25.2014

12 /s/David Johnson

13 David Johnson, Pro Hac Vice

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28 MOTION FOR RELIEF FROM AUTOMATIC STAY - 2

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing upon counsel of record for all
of the following parties to this action on this 25th day of February 2014.

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MOTION FOR RELIEF FROM AUTOMATIC STAY - 3

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28 MOTION FOR RELIEF FROM AUTOMATIC STAY - 4

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